

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 930 - SB 893**

March 17, 2023

**SUMMARY OF BILL:** Removes a driver license from the list of licenses that can be denied or revoked due to a failure to pay child support.

**FISCAL IMPACT:**

**Other Fiscal Impact – Passage of the proposed legislation could jeopardize recurring federal funding to the Department of Human Services for the Child Support Enforcement program in FY23-24 and subsequent years.**

Assumptions:

- Based on information provided by the Department of Children's Services (DCS), any fiscal impact to the proceedings of DCS is estimated to be not significant.
- Based on information previously provided by the Department of Safety (DOS), a person who has had their driving privileges revoked due to non-compliance with child support obligations is not subject to a fee in order to have those privileges reinstated; therefore, any fiscal impact to DOS is estimated to be not significant.
- Based on information provided by the Department of Human Services (DHS), removing the authority to suspend driver licenses for a failure to pay child support would place DHS at risk of non-compliance with 42 U.S.C.A. 666(a)(16), which enumerates the requirements of statutorily prescribed procedures to improve effectiveness of child support enforcement. Among the requirements listed is to retain the authority to withhold, suspend, or restrict the use of driver's licenses for those out of compliance with child support obligations. The statute reads:

*(a) Types of procedures required*

*In order to satisfy section 654(20)(A) of this title, each State must have in effect laws requiring the use of the following procedures, consistent with this section and with regulations of the Secretary, to increase the effectiveness of the program which the State administers under this part:*

*(16) Authority to withhold or suspend licenses— Procedures under which the State has (and uses in appropriate cases) authority to withhold or suspend, or to restrict the use of driver's licenses, professional and occupational licenses, and recreational and sporting licenses of individuals owing overdue support or failing, after receiving*

*appropriate notice, to comply with subpoenas or warrants relating to paternity or child support proceedings.*

- If DHS is deemed to be out of compliance with this federal requirement it could potentially jeopardize recurring federal funding for the Child Support Enforcement program estimated to be approximately \$60,600,000 in FY23-24 and subsequent years.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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